CI ERK'S OFFICE U.S. DIST COURT AT ABINGDON. VA FILED

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ABINGDON DIVISION

MAR 19 2007

CAROL A. MUTTER,	BY: SEPUTY CLERK
Plaintiff,	Case No. 1:05CV00114
	FINAL JUDGMENT
COMMISSIONER OF SOCIALSECURITY,	By: James P. Jones Chief United States District Judge
Defendant.	

No objections to the report and recommendations of the magistrate judge having been filed, it is **ADJUDGED AND ORDERED** as follows:

- 1. The magistrate judge's report and recommendations are accepted;
- 2. The motions for summary judgment by the parties are is denied;
- 3. The Commissioner's decision denying the plaintiff benefits is vacated and the case is **remanded** to the Commissioner pursuant to "sentence four" of 42 U.S.C. § 405(g) for further consideration of the plaintiff's mental residual functional capacity and resulting ability to work; and
 - 4. The clerk is directed to close the case.

ENTER: March 19, 2007

Chief United States District Judge